AO 91 (Rev. 11/11) Criminal Complaint

SOUTHERN DISTRICT OF MISSISSIPPI
FILED
FEB 17 2017
ARTHUR JOHNSTON
BY ______ DEPUTY

# UNITED STATES DISTRICT COURT
for the
Southern District of Mississippi

United States of America
v.
Hector Alvarado-Portillo

Defendant(s)

Case No. 1:17mj 14-JCG

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of February 16, 2017 in the county of Harrison in the Southern District of MS, Southern Division, the defendant(s) violated:

Code Section	*Offense Description*
8 U.S.C. § 1326(a)(2)	Illegal Re-Entry by Deported Alien

This criminal complaint is based on these facts:

See Affidavit, which is attached and incorporated by reference herein.

☑ Continued on the attached sheet.

[signature]
Complainant's signature

Holly Krantz, DHS Special Agent
Printed name and title

Sworn to before me and signed in my presence.

Date: 02/17/2017

[signature]
Judge's signature

City and state: Gulfport, MS

John C. Gargiulo, U.S. Magistrate Judge
Printed name and title

AFFIDAVIT

STATE OF MISSISSIPPI)
COUNTY OF HARRISON :
SOUTHERN DISTRICT OF MISSISSIPPI)

I, Holly Krantz, being first duly sworn, hereby depose and say that:

1. Affiant, Holly Krantz, is a Special Agent (SA) with the U.S. Department of Homeland Security, Homeland Security Investigations (HSI), where she has served for approximately seven (7) years. She is a graduate of the Federal Law Enforcement Training Center. SA Krantz also has approximately ten (10) years of experience as a law enforcement officer with the State of Mississippi working with the Picayune Police Department, the Gulfport Police Department, and the Pearl River Basin Narcotics Task Force. SA Krantz also is a graduate of the Southern Regional Public Safety Institute in Long Beach, Mississippi, and is certified as a State of Mississippi law enforcement officer. Additionally, SA Krantz is a graduate of the University of Southern Mississippi with a Bachelor of Arts degree majoring in criminal justice. SA Krantz has received specialized training with immigration investigations and has previously worked numerous immigration investigations involving the apprehension of immigration violators.

2. On 02/16/2017, D'Iberville Police Department officer, Gene Dedeaux, conducted a probable cause traffic stop for careless driving involving a Kia Sorento, Florida tag-GGZP11, on I-10 east bound mile marker 46. Officer Dedeaux encountered United States citizen driver, Robert Espinal, Jr. Officer Dedeaux observed eight unidentified Hispanic passengers, six males and two females. Officer Dedeaux did not speak Spanish and contacted the Blue Lightning Operation Center. HSI SA Krantz responded along with US Border Patrol Agents (BPA), Todd Holland and Jorge Rodriguez to interview the driver and occupants.

3. BPA Holland and Rodriguez interviewed the occupants as to their citizenships. BPA Holland and Rodriguez determined all eight passengers did not have proper documents and were illegally present in the United States. SA Krantz determined that the occupants were being smuggled by Mr. Espinal, Jr. Officer Dedeaux issued Mr. Espinal, Jr. a D'Iberville Police Department traffic citation for careless driving. All occupants of the vehicle were arrested and transported to the Gulfport Border Patrol Station in Gulfport, Mississippi.

4. The passengers were identified as the following Hector ALVARADO-PORTILLO (AKA Hector ALVARADO-PORTIILO), DOB-09/23/1982, A-094 007 734, citizen of El Salvador; Maria GUSANUEVA-CARMANA (AKA Maria CUSANERO-CARMONO), DOB-03/02/1990, A-208 892 537, citizen of Guatemala; Priscila MARTINEZ-RODRIGUEZ, DOB-03/01/1996, A-209 836 145, citizen of El Salvador; Lucas DE OLIVEIRA, DOB-04/04/1997 (AKA 04/07/1997), A-208 549 765, citizen of Brazil; Ricardo CRUZ-ALFONSO, DOB-02/07/1985, A-208 549 764, citizen of Mexico; Nixon Ivan GOMEZ-MENJIVAR, DOB-05/27/1998, A-208 549 762, citizen of El Salvador; Mauricio QUINTANILLA-VIGIL, DOB-06/09/1997, A-208 549

763, citizen of El Salvador; Wagner Waldemar RUIZ-RUIZ, DOB-09/16/1996, A-208 549 766, citizen of Guatemala.

5. At the Gulfport, Border Patrol Station, it was determined through electronic database queries that ALVARADO-PORTILLO, DOB-09/28/1982, A-094 007 734, citizen of El Salvador, was previously ordered deported out of the United States. ALVARADO-PORTILLO first entered the United States on 05/10/2002. ALVARADO-PORTILLO was encountered on 06/04/2009 and ordered deported by an Immigration Judge on 12/23/2009. ALVARADO-PORTILLO was removed on 09/08/2010 through Phoenix, Arizona. On 08/05/2012, ALVARADO-PORTILLO was apprehended. ALVARADO-PORTILLO was issued a re-instatement of removal 08/07/2012. On 10/16/2012, ALVARADO-PORTILLO was removed through Harlingen, Texas. On 05/09/2013, ALVARADO-PORTILLO was apprehended. On 05/20/2013, ALVARADO-PORTILLO was issued a re-instatement of removal. On 06/19/2013, ALVARADO-PORTILLO was removed through Phoenix, Arizona. On 01/16/2017, ALVARADO-PORTILLO claims to have entered the United States without inspection at or near Hidalgo, Texas. On 02/16/2017, ALVARADO-PORTILLO was apprehended by SA Krantz and BPA Holland and Rodriguez. On 02/16/2017, ALVARADO-PORTILLO was issued a re-instatement of removal.

6. Based on the aforementioned facts and circumstances, your affiant believes there is probable cause that ALVARADO-PORTILLO re-entered the United States, without the Attorney General or the Secretary of Homeland Security having expressly consented to his re-application for admission, after having been previously deported and removed from the United States, and is in violation of Title 8 USC 1326, Re-Entry of Removed Aliens.

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Holly Krantz
Special Agent
Homeland Security Investigations

Sworn to before me this
17th day of February, 2017

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UNITED STATES MAGISTRATE JUDGE
SOUTHERN DISTRICT OF MISSISSIPPI